Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
03-03-04	Lennox	☐	☒

URN:	Date:	Time:
004-01208-0399-013	03-03-2004	2345

City or Station: Los Angeles

Location: [redacted] 98th Street

Nature of Incident: Deputies observed several males standing near two vehicles. When they approached the males, two fled from the vehicle and were seen removing handguns from their persons. Deputies went into foot pursuit and suspect #1 stopped, turned and fired a handgun at the deputies. Deputies returned fire and hit the suspect. The suspect, while on the ground, grabbed his handgun. All four deputies, fearing for their lives, returned fire striking the suspect in the face and torso. The suspect was pronounced dead at the scene. The other suspect fled and was arrested hours later. A third suspect was apprehended at the scene.

Location Type (*circle one or more*): Backyard, Beach, **(Business)**, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, Street, Other: ______

Lighting (*circle only one*): Darkness, Daylight, Other, **(Street Lights)**

Weather (*circle only one*): Clear, **(Cloudy)**, Fog, Rain

Distance: 30 feet

Incident Type (*circle one or more*): Accidental, **(Armed Person)**, **(Fleeing Suspect)**, **(Foot Pursuit)**, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Other: ______

Initiated by (*circle only one*): Arrest Warrant, Call, **(Observation)**, One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, **(Routine Patrol)**

Total # of Shots Fired by Deputy: 43

Total # of Shots Fired by Suspect: 2

Aero Unit? ☒ Canine Unit? ☒

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Last Name	First Name	M.I.
[redacted]	[redacted]	

Street Address [redacted] City [redacted] Zip Code [redacted] Work Ph Home Ph [redacted]

Last Name	First Name	M.I.
[redacted]	[redacted]	

Street Address [redacted] City [redacted] Zip Code [redacted] Work Ph Home Ph [redacted]

Last Name	First Name	M.I.
[redacted]	[redacted]	

Street Address [redacted] City [redacted] Zip Code [redacted] Work Ph Home Ph [redacted]

Employee #	Last Name	First Name	M.I.	(*circle one or more*)
[redacted]	Jaen	Carlos	A	**(On Duty)**, Present during shooting, Witness to shooting, Involved in shooting
[redacted]	Johnson	Jimmie	C.	**(On Duty)**, Present during shooting, Witness to shooting, Involved in shooting

Employee #	Last Name	First Name	M.I.
[redacted]	Ruiz	Andy	

Employee #	Last Name	First Name	M.I.
[redacted]	Roberts	John	M

PSTD Use Only
SH # 2108254

Officer Involved Shooting

URN: 004-01208-0399-013

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
03-03-2004	0215	10-25-04	

Employee #	Last Name	First Name	M.I
[redacted]	Landreth	Larry	L
[redacted]	Gregg	Lawrence	R
[redacted]	Johnson	Gregory	H

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S # 1	E #1	FH			N	N	NN	NA
S # 1	E #2	FH			N	N	NN	NA
E #1	S #1	FH	BR	9	Y	Y	GS	CH
E #2	S #1	FH	BR	9	Y	N	GS	CH
S #1	E #1	FH			N	N	NN	NA
S #1	E #2	FH			N	N	NN	NA
S #1	E #3	FH			N	N	NN	NA
S # 1	E # 4	FH			N	N	NN	NA
E # 1	S # 1	FH	BR	9	Y	Y	DH	CH
E # 2	S #1	FH	BR	9	Y	N	DH	CH
E # 3	S #1	FH	BR	9	Y	Y	DH	CH
E # 4	S #1	FH	SW	45	Y	Y	DH	CH

See Front Side



Officer Involved Shooting
Involved Employee Information

URN: 004-01208-0399-013

E 1

Employee #: [redacted]	Last Name: Brown	First Name: [redacted]	M.I.: [redacted]
Sex: M Race: W	Rank: Deputy Sheriff	Unit Assignment: Lennox	Work Assignment (Unit #, Module, etc.): 310
ShiftTime (*circle only one*): (EM) PM Day	ShiftType (*circle only one*): (Regular) Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☒	Coroner Case #: / Interviewed? ☒
Hrs of sleep prior to shooting: 8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest)	Other Factors:
Age: [redacted] Height:	Weight:		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] / Number of [redacted] Shootings:
Field Training Officer Emp #: [redacted]	Last Name: [redacted]	First Name: [redacted]	M.I.:
Field Training Officer Emp #: [redacted]	Last Name: [redacted]	First Name: [redacted]	M.I.: [redacted]

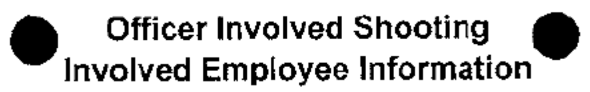
E 2

Employee #: [redacted]	Last Name: Fitzgerald	First Name: Regan	M.I.: P
Sex: M Race: W	Rank: Deputy Sheriff	Unit Assignment: Lennox	Work Assignment (Unit #, Module, etc.): 31
ShiftTime (*circle only one*): (EM) PM Day	ShiftType (*circle only one*): (Regular) Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: / Interviewed? ☒
Hrs of sleep prior to shooting: 7	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest)	Other Factors:
Age: [redacted] Height:	Weight:		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? ☒ / Number of Prior Shootings: 2
Field Training Officer Emp #: [redacted]	Last Name: [redacted]	First Name: [redacted]	M.I.: [redacted]
Field Training Officer Emp #: [redacted]	Last Name: [redacted]	First Name: [redacted]	M.I.: [redacted]

E 3

Employee #: [redacted]	Last Name: Leon	First Name: Daniel	M.I.: R
Sex: M Race: H	Rank: Deputy Sheriff	Unit Assignment: Lennox	Work Assignment (Unit #, Module, etc.): 34
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☒	Coroner Case #: / Interviewed? ☒
Hrs of sleep prior to shooting: 8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest)	Other Factors:
Age: [redacted] Height:	Weight:		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? ☒ / Number of Prior Shootings: 1
Field Training Officer Emp #: [redacted]	Last Name: [redacted]	First Name: [redacted]	M.I.:
Field Training Officer Emp #: [redacted]	Last Name: [redacted]	First Name: [redacted]	M.I.:

See Other Side



Officer Involved Shooting
Involved Employee Information

URN: 004-01208-0399-013

E 4

Field	Entry
Employee #	[redacted]
Last Name	Lopez
First Name	Carlos
M.I.	E
Sex	M
Race	H
Rank	Deputy Sheriff
Unit Assignment	Lennox
Work Assignment (Unit #, Module, etc.)	34
ShiftTime (*circle only one*): EM PM Day	EM (circled)
ShiftType (*circle only one*): Regular Overtime Off Duty	Regular (circled)
Intoxication/Drug Usage?	☐
Substance Used	
Hospital Admission?	☐
Hospital Name	
Coroner Case?	☐
Coroner Case #	
Interviewed?	☒
Hrs of sleep prior to shooting	7
Duty Time (hrs)	[redacted]
Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Uniform w/ Vest (circled)
Other Factors	
Age	[redacted]
Height	
Weight	
Range Qualification Date	[redacted]
PPC Qualification Date	[redacted]
Laser Training Date	[redacted]
Certified with Weapon Used?	[redacted]
Patrol Certification?	[redacted]
Certification Unit	[redacted]
Prior Shootings?	[redacted]
Number of Prior Shootings	[redacted]
Field Training Officer Emp #	[redacted]
Last Name	[redacted]
First Name	[redacted]
M.I.	
Field Training Officer Emp #	[redacted]
Last Name	[redacted]
First Name	[redacted]
M.I.	

E__

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings:

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

E__

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings:

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

See Other Side

Officer Involved Shooting Suspect Information

URN: 004-01208-0399-013

S 1

Last Name: Wilson	First Name: Eric	M.I.: I
AKA Last Name: Jackson	First Name: Eric	M.I.:
Sex: M Race: B	Street Address: [redacted] City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone: Social Security #: [redacted]	Driver's License #: [redacted]
Age: 33 D.O.B. 03-03-70	Height: 5-09 Weight: 1800 hours FBI #: [redacted]	CII #: [redacted]
Booking #:	Primary Charge:	Secondary Charge:
Coroner Case? ☒	Coroner Case #: 2004-00974 Intoxication/Drug Usage? ☒	Substance Used: Marijuana
Armed? ☒	Apprehended? ☒ Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make:	Model:	Year:

S 2

Last Name: Evans	First Name: Lennard	M.I.: G
AKA Last Name:	First Name:	M.I.:
Sex: M Race: B	Street Address: [redacted] City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone: Social Security #: [redacted]	Driver's License #: [redacted]
Age: 27 D.O.B. 11-22-76	Height: 5-11 Weight: 170 FBI #: [redacted]	CII #: [redacted]
Booking #: 8000442	Primary Charge: [redacted] Violation	Secondary Charge: 148a PC
Coroner Case? ☐	Coroner Case #: Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒ Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make:	Model:	Year:

S 3

Last Name: Thompson	First Name: DeVel	M.I.: E.
AKA Last Name: Thomas	First Name: Daville	M.I.: E.
Sex: M Race: B	Street Address: [redacted] City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone: Social Security #: [redacted]	Driver's License #: [redacted]
Age: 27 D.O.B. 11-20-75	Height: 5-07 Weight: 140 FBI #: [redacted]	CII #: [redacted]
Booking #: 8102546	Primary Charge: 148a PC	Secondary Charge:
Coroner Case? ☐	Coroner Case #: Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☒ Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make:	Model:	Year:

S __

Last Name:	First Name:	M.I.:
AKA Last Name:	First Name:	M.I.:
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone: Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight: FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #: Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☐	Criminal History? ☐
Vehicle Make:	Model:	Year:

See Other Side

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]		[redacted]		[redacted]	[redacted]
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	[redacted]

COUNTY OF LOS ANGELES
SHERIFF"S DEPARTMENT

HIT SHOOTING/CANINE BITE
EVALUATION

UNIT: Lennox Station Patrol
DATE: February 2, 2004, Monday
TIME: 2345 hours
LOCATION: [redacted] W. 98th Street, Los Angeles, CA 90012
URN#: 004-01208-0399-013
IAB#: SH 2108254

NATURE OF INCIDENT: On February 2, 2004, at about 2345 hours, Lennox Station Deputies were involved in a hit shooting incident. Deputies Kenneth Brown and Regan Fitzgerald, assigned to Lennox Station patrol unit 31 were driving northbound on Western Avenue, just north of 98th Street, when they observed approximately five or seven individuals in or around two vehicles parked along the east curb line. The deputies stopped their radio car next to the vehicles, in the north bound number two lane.

As the radio car came to a stop, two individuals, one identified as Suspect Eric Lamont Wilson, and the other Suspect Lennard George Evans, began to back away from the car. Both suspects produced handguns, then turned and ran southbound on Western Avenue, turning east bound onto 98th Street. Deputies Brown and Fitzgerald attempted an emergency radio transmission of a foot pursuit and chased after both suspects.

As Deputies Brown and Fitzgerald turned east bound on 98th Street, Suspect Wilson turned toward them and fired between two and three rounds from a handgun. Both deputies immediately returned fire, striking the suspect who fell to the sidewalk in front of [redacted] 98th Street. The suspect maintained his gun near his right hand.

Suspect Wilson began to move about on the ground as Deputies Brown and Fitzgerald ordered him to remain still. Deputies Daniel Leon and Carlos Lopez, Lennox unit 34, arrived, taking a position behind their radio car's doors, at the intersection of 98th Street and Western Avenue. Deputy Lopez approached Deputies Brown and Fitzgerald and Deputy Leon detained a third suspect who was observed hiding behind the grey vehicle. Deputy Leon returned to take a position with the other deputies and they ordered the suspect to stop moving and drop his weapon.

COMPLETED BY: Sergeant Larry Landreth, Internal Affairs Bureau
DATE: October 25, 2004

Suspect Wilson rolled over and grabbed onto the handgun. Perceiving an imminent deadly threat that the suspect was going to re-engage the deputies, all four deputies shot at Suspect Wilson striking him numerous times.

Sergeant Carlos Jaen, assigned to Transit Services Bureau, arrived just after the shooting and directed the deputies as they conducted a tactical approach of the suspect because the suspect still had the gun in his hand. The gun was removed from the suspect's hand and Los Angeles County paramedics arrived to treat the suspect. The suspect was pronounced dead at the scene by paramedics.

A containment of the area was set up to locate and apprehend the second suspect. He was not located. At 0900 hours, the second suspect, Lennard Evans, surrendered to Lennox Station personnel. Of the individuals at the scene when Deputies Brown and Fitzgerald stopped, only one remained at the scene. Suspect DeVel Thompson was transported to Lennox Station, interviewed by Homicide Bureau personnel, and determined not to have witnessed the shooting.

Internal Affairs Bureau was notified at 0045 hours and Sergeants Larry Gregg and Larry Landreth, along with Lieutenant Greg Johnson, of the Internal Affairs Bureau responded to the command post at Central Avenue, south of 98th Street, in the city of Los Angeles, regarding a deputy involved hit shooting. When we arrived, Homicide Bureau personnel were at the scene investigating the incident. One suspect was deceased and a second suspect fled from the handling deputies, exiting from the containment. A third suspect had been detained and transported to Lennox Station.

On August 31, 2004, Deputy District Attorney Daniel W. Baker issued a Letter of Opinion regarding the deputy involved shooting incident. In his review of the shooting, DDA Baker deemed the Deputies Fitzgerald, Brown, Lopez and Leon acted lawfully in self-defense.

The following summary is based on verbal and written statements from the involved deputy, witness statements and statements from the suspects.

INVOLVED PERSONNEL:

FITZGERALD, REGAN Deputy Sheriff # [redacted]
Field Operations Region II
Lennox Station

EMPLOYEE WORK HISTORY:

FITZGERALD, Regan

Date of Employment:	06-26-1996		
Date assigned to Patrol/Custody:	[redacted]		
Completed Patrol/Custody Training:	[redacted]		
Prior Shooting Incident(s):	08-02-2002	LNX	Armed Person, Foot pursuit
	11/26/2002	LNX	Vehicle Assault, Moving Vehicle
Prior Founded Force Incidents:	[redacted]		

BROWN, KENNETH Deputy Sheriff # [redacted]
Field Operations Region II
Lennox Station

EMPLOYEE WORK HISTORY:

BROWN, Kenneth

Date of Employment:	04-12-1995
Date assigned to Patrol/Custody:	[redacted]
Completed Patrol/Custody Training:	[redacted]
Prior Shooting Incidents:	[redacted]
Prior Founded Force Incidents:	[redacted]

LEON, DANIEL Deputy Sheriff # [redacted]
Field Operations Region II
Lennox Station

EMPLOYEE WORK HISTORY:

LEON, Daniel

Date of Employment:	06-26-1996		
Date assigned to Patrol/Custody:	[redacted]		
Completed Patrol/Custody Training:	[redacted]		
Prior Founded Force Incidents:	[redacted]		
Prior Shooting Incidents:	02-11-2001	LNX	Armed Person, Foot Pursuit, Gun Take Away, Struggle

LOPEZ, CARLOS Deputy Sheriff # [redacted]
Field Operations Region II
Lennox Station

EMPLOYEE WORK HISTORY:

LOPEZ, Carlos

Date of Employment:	05-31-1995
Date assigned to Patrol/Custody:	[redacted]
Completed Patrol/Custody Training:	[redacted]
Prior Founded Force Incidents:	[redacted]
Prior Shooting Incidents:	[redacted]

SUSPECT(S):

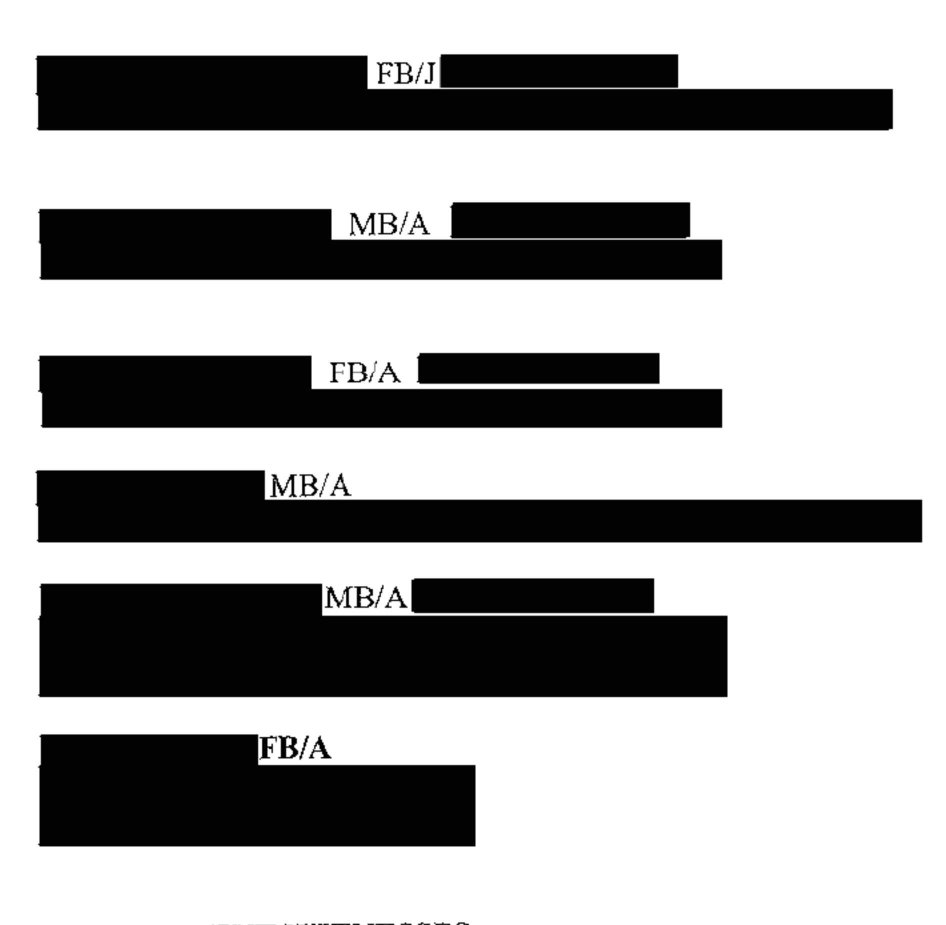
WILSON, Eric Lamont ,MB/33 yrs. DOB: 03-03-1970, 5-09", 180 lbs., black/brown
[redacted]
Booking # N/A **C.I.I.** [redacted] **Main #** [redacted] **FBI #** [redacted] **CDC#** [redacted]
Criminal history [redacted] **(Refer to photograph numbers #5 and #6)**

EVANS, Lennard George, MB/27 yrs. DOB: 11-22-1976, 5-11", 170 lbs., black/brown
[redacted]
Booking # 8000442 **C.I.I.#** [redacted] **Main #** [redacted] **FBI #** [redacted] **CDC#** [redacted]
Criminal history [redacted]

THOMPSON, Devel Eli, MB/29 yrs. DOB: 11-20-1975, 5-07", 140 lbs., black/brown
[redacted]
Booking # 8102546 **C.I.I.#** [redacted] **Main #** [redacted] **FBI #** [redacted]
Criminal history [redacted]

NON-DEPARTMENT WITNESSES:

[redacted] FB/A [redacted]



[redacted] FB/J [redacted]

[redacted] MB/A [redacted]

[redacted] FB/A [redacted]

[redacted] MB/A [redacted]

[redacted] MB/A [redacted]

[redacted] **FB/A** [redacted]

DEPARTMENT WITNESSES:

JAEN, Carlos, Sergeant, # [redacted]
Field Operations, Region II
Transit Services Bureau

INJURIES:
Suspect Eric Lamont Wilson was deceased. Wilson sustained thirteen gunshot wounds to his head, arms, legs, abdomen and thorax. Wilson also sustained six graze wounds to his body. The cause of death was listed as 'Multiple Gunshot Wounds."

WEATHER AND LIGHTING CONDITIONS:
Clear, with little or no clouds. Ambient lighting from overhead street lamps. Phase of the Moon on February 2nd : waxing gibbous with 63% of the Moon's visible disk illuminated. . Refer to Miscellaneous Documents. Print-Out from The U.S. Naval Observatory Astronomical Applications Department)

WEAPONS USED BY SUSPECT(S):

SUSPECT Eric Lamont Wilson was armed with a Smith & Wesson 9mm semi-automatic pistol, model #5906, serial #[redacted]. The pistol was found on safe with one live 9mm cartridge partially jammed in the chamber and a magazine loaded with eight live 9mm rounds. **(Refer to photographs #07 - #10)**

> **IAB Note: The suspect's pistol and recovered expended 9mm rounds were examined by Firearms Section Deputy James Carroll. He determined the suspect's weapon was functional and the expended cartridge was found to have been ejected from the suspect's pistol. Refer to Exhibit A, page 214 of Homicide's report. An examination of the suspect's hands by the Coroner's Office for signs of gunshot residue was positive on both the right and left hand back and palms. Refer to Exhibit A, page #163.**

WEAPON(S) USED BY DEPUTY PERSONNEL:

DEPUTY REGAN FITZGERALD

Service Weapon- Beretta, 92F (Serial Number [redacted], Double Action Semi-automatic Pistol, 9mm Luger

Type Of Ammunition- Sixteen cartridges were turned over to the Firearms Section and (15) Winchester Brand Ranger "T" 9 mm Luger cartridges and **(1) Federal "Hydrashok" cartridge** were examined. Two magazines, Evidence item #'s 19 and 36, were recovered from the scene and examined by Firearms Section. Item # 19 was found to have two(2) Winchester Ranger "T" cartridges. Item #36 was found to have **six(6) Federal "Hydrashok" cartridges.** Both magazines had a fifteen round capacity.

> **IAB Note: Sergeant David Nell, Weapons Training, was contacted regarding authorized Department approved ammunition. Federal Hydrashok 9mm ammunition is not approved. The only ammunition approved is Winchester Ranger "T" (RA9SXT). Refer to Exhibit C.**

Ammunition- Twenty-two rounds fired between two magazines. One loose cartridge and fifteen unexpended rounds left a third magazine.

Shell Casings- Thirty-eight expended 9mm casings were recovered from the northeast corner of

Western Avenue and 98th Street, in the approximate vicinity of where Deputy Fitzgerald reported he fired from.(Refer to Photograph #14)

Date Employee Last Qualified: (Mobile Range) [redacted]

Date Last Trained With Weapon: [redacted]

Lab Receipt No. J394334 Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section (Refer to Miscellaneous Documents)

DEPUTY KENNETH BROWN

Service Weapon- Beretta, 92F (Serial Number [redacted], Double Action Semi automatic Pistol, 9mm Luger

Type Of Ammunition- Winchester Brand Ranger "T", 9 mm Luger cartridges.

Ammunition- Fifteen rounds fired and one left in the magazine, item # 24, recovered from the approximate area where Deputy Brown reported he fired from. (Refer to photograph #XX)

Shell Casings- A total of thirty-eight Winchester Ranger "T" shell casings were recovered from the northeast corner of Western Avenue and 98th Street.(Refer to Photograph #14)

Date Employee Last Qualified: (Mobile Range) [redacted]

Date Last Trained With Weapon: [redacted]

Lab Receipt No. J394334 Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section (Refer to Miscellaneous Documents)

DEPUTY CARLOS LOPEZ

Service Weapon- Heckler & Koch, 92F (Serial Number [redacted], Double Action Semi automatic Pistol, .45 Cal.

Type Of Ammunition- "Winchester Brand Ranger "T", .45 caliber cartridges.

Ammunition- Four rounds fired, seven unexpended rounds left in the magazine.

Shell Casings- Five expended .45 cal. Casings was recovered from the northeast corner of Western Avenue and 98th Street, in the approximate vicinity of where Deputy Lopez reported he fired from.(Refer to Photograph #14)

Date Employee Last Qualified: (Mobile Range) [redacted]

Date Last Trained With Weapon: [redacted]

Lab Receipt No. J394334 Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section (Refer to Miscellaneous Documents)

DEPUTY DANIEL LEON

Service Weapon- Beretta, 92F (Serial Number [redacted], Double Action Semi automatic Pistol, 9mm Luger

Type Of Ammunition- Winchester Brand Ranger "T", 9 mm Luger

Ammunition- Two rounds fired, one round in weapon's chamber and thirteen unexpended rounds left in the magazine

Shell Casings- Two 9mm casings were recovered near the driver's side door of Deputy Leon and Lopez's vehicle. (Refer to Photograph #22)



Date Employee Last Qualified: (Mobile Range) [redacted]

Date Last Trained With Weapon: [redacted]

Lab Receipt No. J394334 Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section (Refer to Miscellaneous Documents)

INVOLVED DEPUTY(S) STATEMENTS:

FITZGERALD, Regan P. - Deputy Sheriff # [redacted]

Deputy Fitzgerald was interviewed on February 3, 2004, at approximately 0525 hours, by Homicide Sergeants McCarthy and Laren. Deputy Fitzgerald was represented by Ms. Helen Schwab, of the law firm, "Green and Shinee".

Deputy Fitzgerald said on February 2, 2004, at about 2345, he and his partner, Deputy Kenneth Brown, were assigned as Lennox 31/EM. Deputy Fitzgerald was the passenger and Deputy Brown, the driver. They were traveling northbound on Western Avenue, approaching 98th Street, when they saw four or five male Black adults, standing on the east sidewalk of Western Avenue, near a grey colored mid-sized automobile. Deputy Fitzgerald described the vehicle as parked along the east curb line, just north of 98th Street. A small maroon colored vehicle was parked directly in front of the grey car.

As both deputies proceeded through the intersection, they observed two of the males, Eric Lamont Wilson and Lennard Evans, begin to quickly back away from the grey vehicle. Both men

removed handguns from their front pockets and began to run southbound Western Avenue to east bound 98th Street. Deputy Fitzgerald told investigators he advised Deputy Brown that the men had handguns. Deputy Brown stopped the car, both deputies exited their patrol car and ran after the two suspects. **(Refer tp photographs #11 and #12)** Deputy Fitzgerald said he yelled to the suspects to stop and "freeze", pulled his service weapon from the holster and advised over his radio of the foot pursuit. Deputy Fitzgerald reported he also heard Deputy Brown utilize his 480 radio to advise of the foot pursuit.

IAB Note: A review of recorded radio traffic from Lennox frequency 12 revealed at 4:56 there was a partial radio broadcast of "give me the patch" and the sounds of running could be heard in the background.

Deputy Fitzgerald said he and Deputy Brown remained together and temporarily lost sight of the suspects as both suspects ran around the corner of a building onto 98th Street. When he reached the corner of the building, Fitzgerald saw Suspect Wilson running and had the silver handgun in his right hand. The suspect turned and pointed the handgun over his left shoulder and fired at Fitzgerald from a distance about fifteen feet. Deputy Fitzgerald said he saw Suspect Wilson fire, by his account, approximately two or three rounds at them. Deputy Fitzgerald said he perceived an imminent deadly threat to both he and Deputy Brown. Deputy Fitzgerald reported he fired his weapon seven to ten times at the suspect. Fitzgerald said he saw the suspect fall backwards to the sidewalk. Fitzgerald said he saw his partner come from behind him and swing to his right side. He lost visual on Brown but he heard gunfire from either Deputy Brown or the suspect. Fitzgerald heard Deputy Brown use his radio and was aware Brown was very close and to his right. Deputy Brown initially was broadcasting the foot pursuit but, Fitzgerald yelled out to Brown to put out the "998". Fitzgerald said he yelled to Brown to put out that the second suspect was running eastbound. Fitzgerald said he did not use his radio allowing Deputy Brown to do so and maintained his attention on the fallen suspect.

IAB Note: A review of the recorded radio transmission revealed at 5: 03 Deputy Brown is heard saying, "10-33 Give me the patch, 998, 98 and Western"

Fitzgerald also saw the second suspect, Evans, continue to run in a southeasterly direction on 98th Street, into the darkness. Fitzgerald and Brown continued to point their weapons at the suspect from a safe distance, watching him for any movement and radioed that shots had been fired.

Deputy Fitzgerald said he saw Suspect Wilson was still moving while lying on the sidewalk in front of a residence at [redacted] W. 98th Street. He could see the weapon possessed by Wilson was

laying on the sidewalk a short distance from Wilson's right hand. Fitzgerald said because of the suspect's movement both he and Deputy Brown continued to point their handguns and ordered the suspect to remain still. Fitzgerald said they heard the approach of assisting units' sirens.

IAB Note: A review of the recorded radio transmissions revealed that at 6:08, Deputy Brown advised of the third suspect (Thompson) north of the location.

Very quickly, Deputy Fitzgerald saw Deputies Leon and Lopez (Unit 34/EM) arrived on scene. Fitzgerald heard Deputy Brown yell there was another suspect at the vehicles. Fitzgerald saw a third suspect involved in the initial stop, DeVel Thompson, hiding behind the grey vehicle as cover from the gunfire **(Refer to photographs #11 through #13)**. Deputy Fitzgerald directed Deputies Leon and Lopez to detain Thompson in the back seat of Fitzgerald's radio car. Deputy Lopez detained, searched and placed Thompson in the rear seat of Fitzgerald and Brown's vehicle. Deputy Leon remained with Fitzgerald and Brown to maintain cover on Suspect Wilson and initiated radio broadcasts in an effort to set up and coordinate a containment for the second suspect. Deputy Lopez returned and maintained cover on the suspect from the driver's door of Lopez/Leon's vehicle.

While maintaining cover and ordering the suspect to not move, Deputy Fitzgerald saw Suspect Wilson suddenly reach for the chrome colored semi-automatic pistol that was on the sidewalk near him. Deputy Fitzgerald said he perceived another imminent deadly threat from Wilson and fired an additional volley of rounds. Deputy Fitzgerald said he performed a "tactical reload" immediately after each volley of rounds. Fitzgerald's discarded magazines were recovered from the sidewalk **(Refer to photographs # 26 and #27).** After the second volley of rounds, Deputy Fitzgerald said he did not see any movement or signs of life coming from Wilson. After numerous other deputies arrived on scene, Deputy Fitzgerald said that a plan was put together to have Deputies Brown, Fitzgerald and Lopez approach the suspect while Deputy Leon would maintain his position and provide cover for the deputies should a threat re-emerge. Deputy Fitzgerald said they broadcast, over their radio, their intention to approach the suspect and remove the weapon as a threat.

IAB Note: A review of the recorded radio transmissions revealed at 13:09 there was a discussion over the "patch" that the deputies would wait until additional units and a supervisor were on scene before they would approach the suspect and remove the weapon from his reach.

As Deputy Fitzgerald approached the suspect he saw the weapon still in Wilson's right hand. He slid the gun away with his right foot to a position out of the suspect's reach, about two feet behind Fitzgerald, to remove the threat to the deputies.

Sergeants McCarthy and Laren directed Deputy Fitzgerald to remove his weapon and give them the serial number. Deputy Fitzgerald was asked and he verified he last loaded his weapon with Department approved ammunition. He told the investigators he loaded his magazines with fifteen rounds and had one in the chamber. Deputy Fitzgerald removed one unexpended 9mm round from the chamber of the weapon and counted fifteen live rounds from the magazine. Fitzgerald also produced a second magazine from his gun belt and removed fifteen live rounds. The weapon, rounds and magazines were turned over to Sergeant Clark for analysis by the Crime Lab Firearms Section.

BROWN, Kenneth - Deputy Sheriff # [redacted]

Deputy Brown was interviewed on February 3, 2004, at approximately 0425 hours. The interview was conducted at Lennox Station by Homicide Detectives Laren and McCarthy. Ms. Helen Schwab, of the Law Firm of Green and Shinee, was present to represent Deputy Brown and the interview was digitally recorded.

Deputy Brown said on February 2, 2004, he was assigned as Lennox unit 31, on the early morning shift, with Deputy Regan Fitzgerald as his partner. Brown was the driver and Fitzgerald was the passenger. While driving north bound on Western Avenue, they stopped for a red traffic light at Western Avenue and 98th Street. When the light turned to green, they continued north bound, where they saw several males congregating on the sidewalk, adjacent to two vehicles which were parked along the east curb line of Western Avenue, just north of 98th Street. One of the vehicles was described as possibly a mid-sized grey Buick, which had the front passenger door open. There was a single male standing near the opened door. The other car was a burgundy colored mid-sized sedan which was parked north of the grey car. There were two persons in the burgundy car. Brown said he believed he saw a total of five people in or around the two vehicles.

Deputy Brown said he drove slowly alongside of the two vehicles and saw two of the males, Suspects Wilson and Evans, who apparently became aware of their presence, immediately started to move backwards and away from the vehicles. Brown told investigators both men reached into their right jacket pockets. One of the males, later identified as Wilson, removed a silver colored handgun from his jacket pocket and the other male, Suspect Evans, removed a dark colored handgun from his pocket. Brown described both handguns as semi-automatic pistols. Both Wilson and Evans began to run south bound on the sidewalk of Western Avenue. Deputy Brown stopped the radio car and Deputy Fitzgerald exited the car chasing after the

suspects.**(refer to photograph #11 and #12 for location of the patrol car)** Deputy Brown exited and followed his partner. Deputy Brown attempted to transmit emergency radio traffic, advising they were in foot pursuit of two armed suspects.

IAB Note: A review of the recorded radio broadcasts revealed only a broadcast of "give me the patch" could be heard with the sound of running in the background. It does not appear that the full broadcast of the foot pursuit was transmitted.

Deputy Brown reported that both suspects ran south bound on Western Avenue and turned east bound onto 98th Street. Deputy Fitzgerald was a couple feet ahead of Deputy Brown as they reached the corner. When Deputy Brown rounded the corner he immediately heard gunfire and saw Deputy Fitzgerald return gunfire at Wilson. Due to the fact that Deputy Brown was running behind his partner and unable to safely return fire, Brown went wide onto 98th Street, placing Suspect Wilson in a triangle between Fitzgerald and Brown **(Refer to photograph #14 & #15).** Brown saw Suspect Wilson holding the chrome pistol in his right hand and pointing it directly at both Deputy Fitzgerald and himself, as he heard the second round fired by Wilson and saw the muzzle flash. Believing that Suspect Wilson was attempting to kill them, Deputy Brown fired between four and six rounds from his duty weapon. Brown saw Suspect Wilson fall to the ground. Deputy Brown said he was not sure if Wilson fired two or three rounds at them, but he remembered hearing two rounds and seeing the muzzle flash from the second round.

Deputy Brown said he continued to transmit emergency radio traffic advising that they had been involved in a shooting. He advised the assisting units that the second suspect, Evans, was last seen running in a south easterly direction on 98th Street. Brown said he last saw Suspect Evans on 98th Street, south of the sidewalk behind where Suspect Wilson was behind a possible white Jeep Cherokee. Brown said that Deputy Fitzgerald was ordering Suspect Wilson to not move and to show them his hands. Brown said he heard Deputy Carlos Lopez, unit 34, broadcast over the radio to other assisting units, establishing a containment for the fleeing suspect.

The first assisting unit to arrive was Lennox unit 34, Deputies Carlos Lopez and Daniel Leon. They arrived in less than one minute after the initial shooting. Deputy Brown said he noticed that a third male, Suspect DeVel Thompson, who had been standing near the grey car where they initially saw the suspects, was still there. Brown directed Deputy Leon to detain the male. The burgundy vehicle, with it's occupants had left the location. Deputy Leon detained Thompson and placed him in the rear seat of Brown's radio car. Deputy Lopez continued his roll of coordinating the containment over the radio.

Deputy Brown exchanged magazines in what is described as a tactical reload and retained his used magazine. As Brown moved from his position in the street to a point on the sidewalk, abreast of Deputy Fitzgerald, he dropped the magazine near the signal light pole **(Refer to photograph # 24)**. Brown and Fitzgerald covered Suspect Wilson, who was down and still moving. Wilson was moving his hands, legs and upper body. Deputy Lopez moved from his position at his radio car to their position on the sidewalk. Deputy Brown described the positioning as Deputy Fitzgerald was standing next to the building, Brown was standing on the grassy area adjacent the street and Deputy Lopez was standing between Fitzgerald and Brown. Brown said that Deputy Leon was standing next to his vehicle, which kept Wilson in a triangle position.

Deputy Brown said he saw Suspect Wilson roll over and grab the butt stock of the handgun with his fingers, even after continuous verbal orders were given to him not to move and to show his hands. Deputy Brown said he believed Suspect Wilson was going to again shoot at them and Brown fired six or seven rounds at Wilson. Wilson stopped moving and Deputy Brown stopped firing but, Deputy Brown said the handgun was still touching Wilson's fingertips.

Deputy Brown said that he, Deputies Brown and Leon discussed a plan, agreeing upon it and approached the suspect while covering him. Brown said Deputy Fitzgerald kicked the gun away from Wilson's reach.

Brown added that after the second volley of rounds and possibly during the shooting, he saw a unit traveling westbound on 98th Street, near Hobart Street. After the shooting stopped, he saw the radio car's amber flashing lights on at 98th Street and Hobart Street. Several other units arrived on scene, along with Sergeants Carlos Jaen and Jimmy Johnson. Paramedics were requested and told to stage at Century Boulevard and Western Avenue until it was determined it would be safe for them to respond to the scene.

Deputy Brown said he believed he fired between ten and twelve rounds during the incident. Deputy Brown was directed to remove his weapon and identify it with the serial number. He removed an unexpended round from the weapon's chamber and unloaded fifteen live rounds from the magazine. Deputy Brown had an additional magazine on his gun belt and removed it, counting out fifteen live rounds. The weapons, rounds and magazine was turned over to Sergeant Clark for analysis by the Crime Lab Firearms Section.

LOPEZ, Carlos E. - Deputy Sheriff # [redacted]

Deputy Carlos Lopez was interviewed on February 3, 2004, at approximately 0655 hours, by

Sergeant Kenneth Clark and Deputy Joseph Romero. The interview took place at Lennox Station and was digitally recorded. Attorney Helen Schwab, ALADS Counsel, was present during the interview, representing Deputy Lopez.

Deputy Lopez said on February 2, 2004, at about 2345 hours, he was assigned to Lennox unit 34, on the early morning shift and the passenger. His partner and car driver was Deputy Daniel Leon. They were in the area of Century and Normandie Boulevards when they heard a voice he recognized as Deputy Kenneth Brown's say, "998, 98th and Western." They arrived very quickly and Lopez said he saw that Deputies Fitzgerald and Brown were detaining a male on the ground, at gunpoint. One of the deputies directed Deputy Leon to detain another suspect who was around the corner on Western Avenue.

Deputy Lopez said he assisted Deputies Brown and Fitzgerald by coordinating radio traffic, containment, response of assisting units and resources needed to tactically handle the situation. Either Deputy Brown or Deputy Fitzgerald told him there was an additional armed suspect who had fled east bound on 98th Street. Deputy Lopez moved around the front of his vehicle and took a position between Deputy Fitzgerald, who was against the wall, and Deputy Brown on the right side of the sidewalk **(Refer to photograph # 20 & #21)**. He requested units to respond from Century and Marina Del Rey Stations and started to assign units to specific points on containment.

> **IAB Note: A review of the recorded radio transmissions revealed that at 5:55, Deputy Lopez could be heard coordinating units on containment prior to arriving and after he was on scene.**

While Deputy Lopez was setting up a containment, he heard Deputy Fitzgerald order the suspect to stop moving and stay down. Lopez said the suspect laying on his back, moving his arms and legs. Lopez could see a weapon by his hand and it appeared the suspect was trying to get up. Deputy Lopez said he saw the suspect grab the gun. When Sergeant Clark asked Deputy Lopez what he was thinking as the suspect put his hand on the gun, Deputy Lopez stated, "well, I was afraid he was going to shoot us....kill us." Deputy Lopez said that he fired at the suspect about four times when he grabbed onto the weapon. Deputy Lopez saw the suspect relea the gun and reassessed to see if the suspect was still a threat, maintaining a sight picture. Lop radioed to the units that there had been a second "998"(shooting). Deputy Lopez said all three of the deputies fired from the north sidewalk eastbound at the suspect. Deputy Lopez said he was not sure where Deputy Leon was when he shot at the suspect. He said after the volley of shots, he looked and saw his partner standing next to his patrol car, which was parked facing a northeast direction, west of the raised grassy center median on 98th Street **(Refer to photograph #19 &**

#22).

Deputy Lopez said that Deputies Brown, Fitzgerald, Leon and him discussed a plan to tactically approached the suspect, maintaining cover and Deputy Fitzgerald would kick the weapon back toward Deputy Lopez. They discussed they would wait to make the tactical approach until additional units arrived on scene. Once an additional unit arrived, they approached the suspect and Deputy Fitzgerald slid the silver semi-automatic pistol back away from the suspect's reach. Deputy Lopez said he saw that the suspect had sustained a head wound and appeared to be dead. He broadcast over the radio that the suspect appeared "927D"(dead).

Deputy Lopez said he conducted a "tactical reload" of his weapon after he shot. He kept the discarded magazine. Deputy Lopez carried a Heckler & Koch .45 caliber semi-automatic pistol. The rounds were examined and counted. It appears that Deputy Lopez fired five rounds instead of the four rounds he believed he fired.

LEON, Daniel R. - Deputy Sheriff # [redacted]

Deputy Leon was interviewed on February 3, 2004, at about 0620 hours, by Sergeant Clark and Deputy Romero. The interview took place at Lennox Station with Attorney Helen Schwab, ALADS Counsel for Deputy Leon, present. The interview was digitally recorded.

Deputy Leon said he was assigned as Lennox 34, on the early morning shift, with Deputy Carlos Lopez as his partner. Deputy Leon was the driver and Deputy Lopez was the passenger. He heard an assistance request from unit 31, Deputy Brown advising, "998", they had been involved in a shooting at 98th and Western Avenue and were requesting immediate assistance. Deputy Leon drove to the location from an area just west of Century Boulevard and Normandie Avenue. When he arrived,. He saw Deputies Fitzgerald and Brown detaining, at gunpoint, an African-American male, who was laying on his back. Deputy Leon said he saw a hand gun on the ground near the male's hand. He described the suspect's movements not as reaching but, as flailing about his arms and legs.

Deputy Leon told investigators when he arrived one of the deputies, he believed Deputy Brown, told him to go around the corner, on Western Avenue, and detain a suspect who was prone on the sidewalk. When Leon looked around the corner onto Western Avenue, he saw a male (Thompson) prone on the sidewalk next to a grey colored Oldsmobile. The Oldsmobile sedan was parked at the east curb line of Western Avenue, the passenger door was open and the engine was running. Deputy Leon approached the male, searched and handcuffed him. He placed the male in the rear seat of Brown/Fitzgerald's vehicle.

Deputy Leon heard the other deputies yelling orders at the suspect on 98th Street. He went back to his patrol car and took up a position of cover behind the driver's side door and pointed his weapon at the suspect on the sidewalk **(Refer to photograph # 22 & #23)**. Leon said the suspect was moving and he heard Fitzgerald, Brown and Lopez yelling at the suspect to stop moving and to show them his hands. Leon could see that the suspect was ignoring the commands of the deputies to stop moving. Leon characterized the suspect's movements now as reaching and not flailing. It appeared to him that the suspect's priority was to obtain the hand gun. The suspect continued to move closer toward the hand gun and reached for it on the ground. Deputy Leon said he saw the weapon "at the tip of his(Wilson's) right hand", feared the suspect was about to arm himself and shoot at him or the other deputies when he fired two rounds in rapid succession at the suspect. Leon said he shot from a distance of between fifty and seventy-five feet from the suspect. Deputy Leon said he heard gunfire coming from the corner and believed the other deputies fired at the same time. Deputy Leon said he maintained armed cover on the suspect and tactically reassessed the situation, he glanced over at the other deputies to ascertain if any had been hit by gunfire and saw that the suspect was not moving or making any sounds. Leon said he radioed to the assisting units that there had been additional shots fired involving the same suspect. He did this to keep the units responding updated on what was occurring.

IAB Note: At 8:06 on the recorded radio transmissions, Deputy leon is heard say, "shots fired, shots fired." Deputy Leon advised that there had been a second shooting involving the same suspect at the same location.

Deputy Leon said the other deputies started to talk to each other and began to formulate their next move. They discussed out loud if they should approach and disarm the suspect or allow him to lie there with the gun within easy reach, until assisting units arrived. Leon said all deputies gave their input and they collectively decided to approach the suspect. They decided that Brown, Fitzgerald and Lopez, the three closest deputies, would approach the suspect and one deputy would kick the weapon away from the suspect's grasp. Deputy Leon maintained a "flanking position" by keeping an equal distance from the other deputies utilizing his position, staying wide in the street as they approached. He could provide extra protection for the deputies and avoid a cross fire situation should he need to return fire. Deputy Leon told investigators that he did not remember if the deputies communicated with each other as they approached the suspect.

Deputy Leon removed his weapon and read the serial number off to Sergeant Clark. He said he loaded his weapon and magazines himself with Department approved ammunition. Sergeant Clark counted one live round in the chamber and thirteen unexpended rounds in the magazine. It appears that deputy Leon fired two rounds during the incident. Deputy Leon's weapon, rounds and magazine were given to Sergeant Clark for analysis by the Crime Lab Firearms Section.

Deputy Leon second magazine was checked and fifteen live rounds were counted contained within the magazine. Leon's third magazine was checked and only fourteen live rounds were counted by Deputy Leon, he stated he possibly only loaded fourteen bullets in the magazine.

SUSPECT STATEMENTS:

SUSPECT DeVel THOMPSON

On 02-03-04, Homicide Detective Romero and Sergeant Clark interviewed Suspect Thompson concerning the events earlier. The interview took place at Lennox Station. The interview was digitally recorded. The suspect was in custody and was advised of his constitutional rights per SH-AD 477, lines #1 through #5. Thompson said he understood his rights and agreed to speak to the detectives without an attorney present.

A summary of what Thompson told investigators follows: Thompson said he was a passenger in a grey Oldsmobile that was driven by Suspect Lennard Evans, a [redacted] They were driving down 98th Street, when Evans looked at a man at the curb and said, "hold on home boy." Evan pulled the car over and stopped at the corner of 98th Street and Western Avenue. Thompson said Evan got out of the car and started to talk with the male standing on the sidewalk. Thompson said they appeared to be friends and he remained seated inside of the gray Oldsmobile. Thompson said he opened the car door to get out when he saw a Sheriff's radio car pull up, and shine spotlights on him as he exited the vehicle. He heard one of the deputies yell. "freeze", followed by the sound of running, then by several gunshots. Thompson said when he heard the gunshots he stood there with his hands raised above his head. He saw Wilson and Evans run away from the deputies and the deputies followed the two around the corner onto 98th Street, out-of-sight.

Thompson said the occupants of the burgundy vehicle drove away as soon as they heard the gunshots. Thompson said he told the occupants of the burgundy car to leave as soon as the deputies ran around the corner. Thompson remained standing on the sidewalk until a deputy returned, pointed his gun and ordered Thompson to lie on the sidewalk. Thompson said he saw deputies looking at him and looking east on 98th Street, with their guns drawn. He saw a deputy talking on his radio while he had his gun pointed down 98th Street.

Thompson told investigators he heard one deputy yell to the others that there was a person on the ground. Thompson overheard someone say that he had the person under control. He heard one deputy tell another to watch someone's actions. Thompson said he did not know what the deputy was talking about but, a second patrol car arrived and detained him in the backseat of the radio car.

Thompson said the driver of the burgundy vehicle was [redacted] who lived somewhere in [redacted] and he did not know the name of the passenger.

Suspect Thompson told investigators that he did not believe Evans had a gun. He said he thought Evans ran because he was on [redacted] Thompson said Evans was a member of a clique that called themselves "Every Woman's Fantasy" (EWF).

SUSPECT Lennard EVANS

On February 2, 2004, Suspect Evans surrendered himself to station personnel at Lennox Station. At 1035 hours, Homicide Detectives Sergeant Kenneth Clark and Investigator Jose Romero interviewed Suspect Evans at Lennox Station. The interview was digitally recorded. The suspect was advised of his constitutional rights per SH-AD 477, lines #1 through #5. Evans said he understood his rights and agreed to speak to the detectives without an attorney present.

A summary of what Evans told investigators Follows: Evans said he and his best friend, Devel Thompson were together in a grey Buick Regal. Evans was the driver and Thompson a passenger. The car belonged to Evans' [redacted] who had lent him the car to use. Evans said he was on the way to take Thompson home when he saw an old friend, Eric, (Eric LaMont Wilson) at the corner of 98th Street and Western Avenue. Evans exited from the car and walked up toward Eric. As he approached Wilson, a Sheriff's car drove toward them on Western Avenue. Evans said Wilson saw the deputies approaching and said, I'm about to pop on them."

Wilson also told Evans that he had better run. Evans said he did not initially hear what Wilson told him and asked him to repeat what he had said. Evans heard Wilson say,"I'm fixin to get off on them." When investigators questioned Evans as to what he believed Wilson meant, Evans answered, "he's fixin to shoot at them." Evans said he ran when he saw Wilson run. Evans told investigators that he ran in a straight line away from the corner and heard several gunshots from behind him. Evans said he did not look back. When questioned about the sequence of gunshots, Evans said he believed Wilson fired first at the deputies. Evans said he saw Wilson with a handgun and described it as a blue steel semi-automatic pistol. Evans said at first he saw Wilson pull a handgun from his jacket pocket and then he changed his recollection to he saw Wilson pull the weapon out from his waistband area.

Evans said he ran in a southeast direction towards Hobart Street. He said as he crossed 98th Street towards Normandie Avenue, he heard the first series of shots and then he heard more gunshots. Evans said he ran onto 99th Street and saw two males in a vehicle. He told them he was scared and asked to use their cellular telephone and they refused. Evans ran crossing Normandie Avenue, Vermont Avenue, crossed Century Boulevard, and ran to Hoover Street. From Hover Street he ran back to 99th Street until he reached a [redacted] apartment. Once inside of the

apartment he discussed with his [redacted], about turning himself into sheriff's deputies. Evans said DeVel Thompson called him and told him Sheriff's investigators were looking for him and Evans went to the Lennox Station and surrendered to the deputies.

Evans changed his statement several times as to his location when the deputies pulled up. He said he was exiting the car, walking toward Wilson, or standing on the sidewalk talking to Wilson. Each time investigators pressed him, he changed his location. He denied possessing a handgun. He told investigators he was on [redacted]

Evans said he had not seen Wilson since 2002 and thought he had been killed until he saw him on Western Avenue and 98th Street.

NON-DEPARTMENT WITNESS STATEMENTS:

Ms. [redacted] was contacted during a canvass of the area by Lennox Station Detectives for possible witnesses. Ms. [redacted] said she was inside of her home and heard six gunshots. She telephoned the police, via 9-1-1, and saw a police car arrive on scene within minutes. She heard several more shots fired after the office arrived, exited his vehicle, and walked toward Western Avenue from Hobart Avenue. She did not witness the shooting.

Ms. [redacted], [redacted], was also contacted and she said she was in her bedroom when she heard several gunshots. She went into the dining room and looked out of the window, where she saw the police arrive and walk towards her mother's bedroom. She said she then heard and second series of gunshots. She did not see the officers shoot.

Mr. [redacted] and **Ms.** [redacted] were contacted during the canvass of the neighborhood. They both told detectives they were asleep in their bedroom when they heard a series of gunshots and approximately five minutes later, a second series of gunshots. Mr. [redacted] said he heard the police yell, "don't move, get on the ground."

Mr. [redacted], [redacted] of Suspect Eric Wilson, was interviewed, via telephone, on March 12, 2004, by Homicide Sergeant Kenneth Clark. Sergeant Clark spoke to Mr. [redacted] to notify him of his [redacted] death. Mr. [redacted] told Sergeant Clark that a few days after his [redacted] death, he was approached by a person who told him they had witnessed the shooting between his [redacted] and Lennox deputies. Mr. [redacted] refused to give Clark any identifying information of the person

who told him of the shooting. Sergeant Clark told Mr. [redacted] to have the witness contact the District Attorney's Office if that person did not feel comfortable in speaking with Sheriff investigators.

Mr. [redacted] told Clark that Suspect Evans was not telling the truth when he told investigators he did not have a gun. Mr. [redacted] said Suspect Evans' motive for lying was that he could have been sent back to prison for the remainder of his life under California's three strikes law. Mr. [redacted] explained that Evans had two felony convictions and if investigators could prove he had any responsibility in his [redacted] death, Evans would have received a third felony strike.

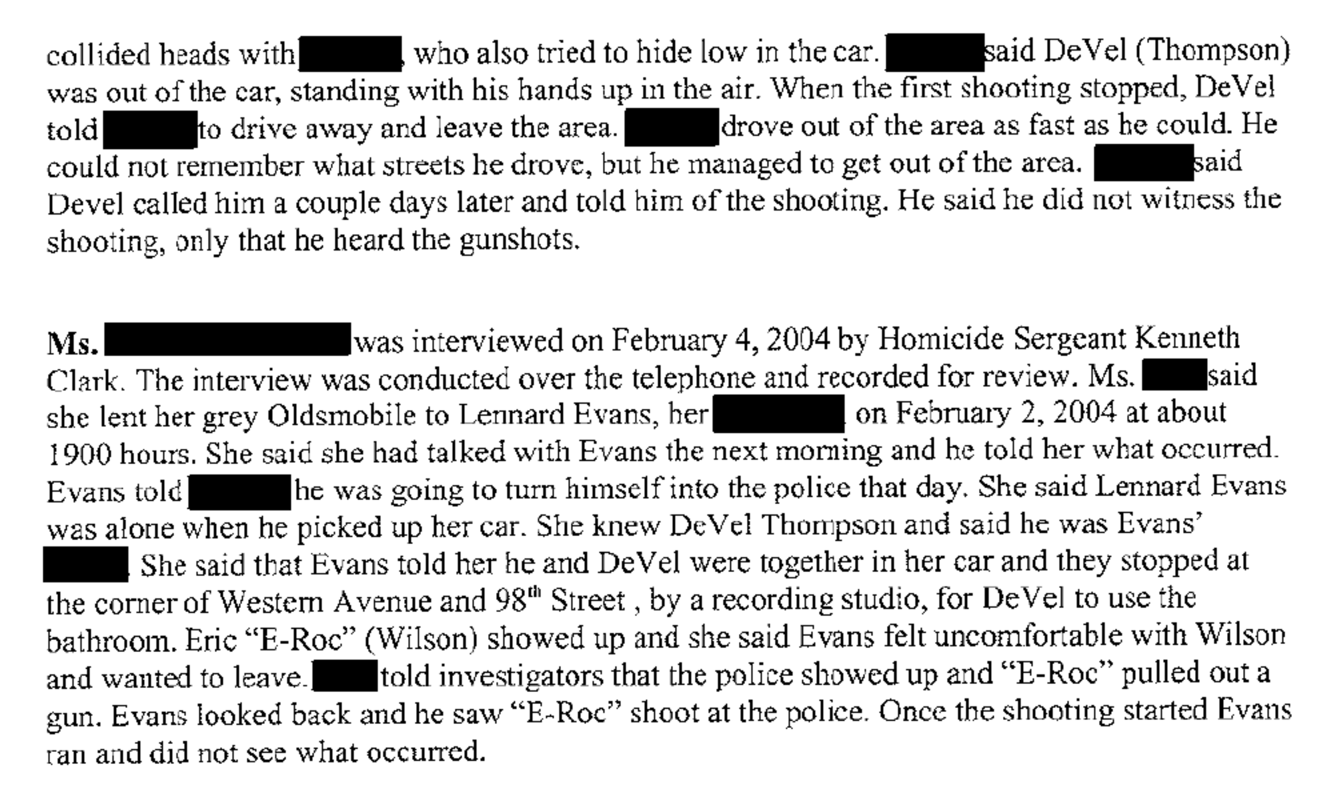
Mr. [redacted] explained to Sergeant Clark that his [redacted] Eric, had witnesses a murder in front of him three months before the confrontation with Lennox deputies. He explained that a passenger in his [redacted] car was shot and killed in front of Eric while in a Taco Bell parking lot at Century Boulevard and Normandie Avenue.. Wilson said that his [redacted] had become so paranoid after the murder that he always carried a handgun for protection.

> **IAB Note: Sergeant Clark located the homicide that occurred on May 10, 2003, at a Taco Bell drive-through window. [redacted] was listed as one of five victims. Refer to LASD File #003-04458-0327-011, included in Sergeant Clark's report, Exhibit A, pages 173 through 213.**

Mr. [redacted] was interviewed over the telephone by Sergeant Kenneth Clark on February 5, 2004. The interview was digitally recorded and Sergeant Clark prepared a supplemental report detailing the interview.

[redacted] said he was the [redacted] of the maroon vehicle, a 1999 Ford Contour. He said he and a [redacted], [redacted] along with his [redacted], DeVel Thompson, were traveling northbound on Western Avenue. [redacted] Thompson, asked him to pull over and stop at the corner of 98th Street and Western Avenue, so Thompson could talk to a [redacted] [redacted] parked his vehicle in front of the grey Oldsmobile parked along the curb. Thompson exited the car and started talking to the men standing by the grey car. [redacted] said he was seated in his car, talking on his cellular telephone, when he saw the Sheriff's car pull up next to his car and get out. [redacted] said he heard the deputies pull up very quickly because he heard their tires screeching to a halt. [redacted] said he heard the sounds of someone running away from the car, then he heard gunshots.

[redacted] said he immediately remained inside the vehicle and placed his hands out of the [redacted] window, but when he heard the gunshots, he panicked. [redacted] said he tried to "duck" and almost



collided heads with [redacted], who also tried to hide low in the car. [redacted] said DeVel (Thompson) was out of the car, standing with his hands up in the air. When the first shooting stopped, DeVel told [redacted] to drive away and leave the area. [redacted] drove out of the area as fast as he could. He could not remember what streets he drove, but he managed to get out of the area. [redacted] said Devel called him a couple days later and told him of the shooting. He said he did not witness the shooting, only that he heard the gunshots.

Ms. [redacted] was interviewed on February 4, 2004 by Homicide Sergeant Kenneth Clark. The interview was conducted over the telephone and recorded for review. Ms. [redacted] said she lent her grey Oldsmobile to Lennard Evans, her [redacted] on February 2, 2004 at about 1900 hours. She said she had talked with Evans the next morning and he told her what occurred. Evans told [redacted] he was going to turn himself into the police that day. She said Lennard Evans was alone when he picked up her car. She knew DeVel Thompson and said he was Evans' [redacted]. She said that Evans told her he and DeVel were together in her car and they stopped at the corner of Western Avenue and 98th Street , by a recording studio, for DeVel to use the bathroom. Eric "E-Roc" (Wilson) showed up and she said Evans felt uncomfortable with Wilson and wanted to leave. [redacted] told investigators that the police showed up and "E-Roc" pulled out a gun. Evans looked back and he saw "E-Roc" shoot at the police. Once the shooting started Evans ran and did not see what occurred.

DEPARTMENT WITNESS STATEMENTS:

SERGEANT CARLOS JAEN prepared a supplemental report documenting his actions and observations related to the shooting incident. Sergeant Jaen wrote he responded to a radio broadcast of a "deputy needs assistance, shots fired " call by Lennox unit 31 at 98th Street and Western Avenue. Before Sergeant Jaen arrived he heard another radio broadcast that there had been a second shooting at the location.

When Jaen arrived on scene and parked his vehicle facing a southeast direction at the northeast corner of 98th Street and Western Avenue, he assembled a team of deputies and tactically approached the suspect, who was lying on the north sidewalk of 98th Street, east of Western Avenue. The suspect had been shot and there was a handgun laying on the ground near the suspect. Paramedics from Los Angeles City Fire Department were summoned and responded to treat the suspect. The paramedics examining the suspect pronounced him dead at the scene.

Deputies Brown, Fitzgerald, Lopez and Leon all reported they had been involved in the shooting.

Sergeant Jaen telephoned Lieutenant Plett and notified her of the deputy involved shooting. Sergeant Jaen remained at the scene and directed the containment of the crime scene, adjoining area, and a search for the second suspect who had fled the area.

CRIMINAL INVESTIGATOR and CHARGES FILED:

Investigator:	Detective Sergeant Kenneth Clark and Detective Jose Romero, Homicide Bureau
Court:	N/A
Charges Filed	None
Court Date	N/A
Plea:	N/A

IAB Note: An attempt was made to violate Suspect Evans' [redacted] On advice of ALADS Counsel, Deputies Fitzgerald, Brown, Lopez and Leon would not testify at any [redacted] Board proceedings. The [redacted] Board was unable to issue a violation without testimony from the deputies.

PROPERTY DAMAGE:

Bullet impacts on the asphalt and curb for 98th Street.

Bullet impacts to the wrought iron fence at [redacted] E. 98th Street

One(1) bullet impact in the right front quarter panel of a Chevrolet Blazer, CA license # [redacted], parked along the north curb line of 98th Street **(Refer to photograph #28 & #29).**